

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**December 14, 1999**

DIVISION ONE

B128800      Kappler      (Not for Publication)  
v.  
Ayvazi

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Masterson, J.

DIVISION TWO

[illegible]

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Cooper, J.

[illegible]

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Mallano, J. (Assigned)

DIVISION THREE

Court convened at 9:30 A.M.

Present: Klein, P.J., Kitching, J., Aldrich, J., Schneider, J. (Assigned) and Valorie Gray, Deputy Clerk.

Each of the following:

B128117 People v. Logan  
B125129 People v. Richardson  
B124838 People v. Cannon  
B127503 People v. Walker  
B130831 People v. Bradley  
B127726 People v. Thomas  
B123007 People v. Patterson  
B124423 People v. Nichols  
B129515 People v. Glosson

Argument waived, cause submitted.

B107576     Stirling  
              v.  
              Stirling

Merits:

Argued by Robert M. Hindin for appellant and by Peter Israel for respondent. Cause submitted.

B123542     People  
              v.  
              Smith

Merits:

Argued by Matthew D. Alger for appellant and by Cynthia DeLeon, deputy attorney general, for respondent. Cause submitted.

DIVISION THREE (Continued)

B116370     Hamilton  
              v.  
              City of Pasadena

Merits:

Argued by Wilmer J. Harris for appellant and by Frank Rhemrev, deputy city attorney, for respondent. Cause submitted.

B125302     Franz  
              v.  
              Egan

Merits:

Argued by Thomas P. Bleau for appellant and by Jeffrey D. Olster for respondents. Cause submitted.

B118782     People  
              v.  
              Bush

Merits:

Argued by Walter K. Pyle for appellant and by Kerrigan M. Keach Winters, deputy attorney general, for respondent. Cause submitted.

B122771     People  
              v.  
              White et al.

Merits:

Argued by Anthony J. Dain for appellant White and by Lawrence Daniels, deputy attorney general, for respondent. Allen Weinberg appearing for appellant Todd, waives argument. Cause submitted.

DIVISION THREE (Continued)

B122889     Silver  
              v.  
              L.A. County M.T.A., et al.

Merits:  
Argued by John L. Anderson for appellant and by Richard A. Clark and Paul M. Ryan for respondents. Cause submitted.

B135321     First State Insurance Co., et al.  
              v.  
              S.C.L.A.  
              Jalisco Corp., Inc.

Merits:  
Argued by David G. Hagopian and Susan J. Field for petitioners and by Gordon Trask, deputy county counsel, for respondent and by Steven E. Knott for real party in interest. Cause submitted.

Court recessed at 12:45 P.M.

Court reconvened at 2:00 P.M.

Present: Klein, P.J., Kitching, J., Aldrich, J., Schneider, J. (Assigned) and Valorie Gray, Deputy Clerk.

B127814     Estate of Harry M. Cassel  
              v.  
              Conn

Merits:  
Argued by Robert L. Conn, appellant in propria persona, and by Margaret G. Lodise for respondent. Cause submitted.

DIVISION THREE (Continued)

B127985     Angotti  
              v.  
              Perez

Merits:

Argued by Oreste R. Angotti, appellant in propria persona, and by Susan Skelding, deputy district attorney, for respondent. Cause submitted.

B128176     People  
              v.  
              Evans

Appearances:

Scott A. Taryle, deputy attorney general, for respondent and no appearance for appellant. Argument waived, cause submitted.

B119291     Brucker  
              v.  
              Rosenbaum

Merits:

Argued by Nancy Rabin Brucker, appellant in propria persona, and by Patricia Egan Daehnke for respondent. Cause submitted.

B121272     People  
              v.  
              Lopez

Merits:

Argued by Richard L. Rubin for appellant and by Reyna Tanner, deputy attorney general, for respondent. Cause submitted.

DIVISION THREE (Continued)

B127863      Liebman  
                 v.  
                 Donaldson, Lufkin & Jenrette Securities Corp.

Merits:  
Argued by Hugh E. Knowlton for appellant and by John R. Reese for  
respondent. Cause submitted.

B123556      Mayer  
                 v.  
                 Transamerica Title Insurance Co.

Merits:  
Argued by John A. Girardi for appellant and by Richard B. Wolf for  
respondent. Cause submitted.

Court adjourned at 4:00 P.M.

DIVISION FIVE

B119128      Carl Kinsey                      (Not for Publication)  
                 v.  
                 Lou Dantzler et al.

The judgment is affirmed. Appellant is to bear respondents' costs on  
appeal.

Grignon, J.

We concur:    Turner, P.J.  
                 Armstrong, J.

## DIVISION FIVE (Continued)

B123519      People                                  (Not for Publication)  
v.  
Tyrone Thompson

The judgment is modified as follows: the five one-year prior prison term enhancements are dismissed pursuant to Penal Code section 1385; a \$200 parole revocation restitution fine is imposed and suspended pursuant to Penal Code section 1202.45; a \$50 penalty assessment is imposed on the laboratory analysis fee pursuant to Penal Code section 1464; and a \$35 penalty assessment is imposed on the laboratory analysis fee pursuant to Government Code section 76000. As modified, the judgment is affirmed.

O'Neill, J. (Assigned)

We concur: Grignon, Acting P.J.  
Armstrong, J.

B131653      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Judith C.

The order terminating Judith C.'s parental rights is affirmed.

Turner, P.J.

We concur: Grignon, J.  
Armstrong, J.

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## DIVISION FIVE (Continued)

B123480      People                                  (Not for Publication)  
v.  
Ronnie Robinson

The judgment is modified as follows: A \$200 parole revocation restitution fine is imposed and suspended pursuant to Penal Code section 1202.45; a \$50 penalty assessment is imposed on the laboratory analysis fee pursuant to Penal Code section 1464; and a \$35 penalty assessment is imposed on the laboratory analysis fee pursuant to Government code section 76000. The clerk of the superior court is directed to correct the abstract of judgment to reflect all fines and penalty assessments and to forward the corrected abstract of judgment to the Department of Corrections. In all other respects, the judgment is affirmed.

O'Neill, J. (Assigned)

We concur: Grignon, Acting P.J.  
Armstrong, J.

B126866 People  
v.  
Marcos Lomeli

Filed order denying petition for rehearing.

## DIVISION SIX

B129353 Horowitz (Not for Publication)  
v.  
100 Carrillo Street Investors

The judgment is affirmed. Costs to Horowitz.

Yegan, J.

We concur:    Gilbert, P.J.  
                         Coffee, J.



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## DIVISION SIX (Continued)

B132495 People (Not for Publication)  
v.  
Acosta

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.  
Perren, J.

B128036 People  
v.  
Silva

Filed order granting petition for rehearing.

B128097      Townsend      (Not for Publication)  
v.  
EMC Mortgage Corporation

The judgment is affirmed. Respondents are awarded costs on appeal.

Yegan, J.

We concur:    Gilbert, Acting P.J.  
                     Coffee, J.

B135624      Lee Ann F.      (Not for Publication)  
v.  
San Luis Obispo Superior Court  
Department of Social Services of San Luis Obispo

The petition is denied.

Coffee, J.

We concur: Gilbert, P.J.  
Yegan, J.

DIVISION SIX (Continued)

B129977      San Luis Obispo County                      (Not For Publication)  
                 Department of Social Services  
                 v.  
                 Susan G.  
                 In re Aurora Dawn R.

The judgment is affirmed.

Yegan, J.

We concur:   Gilbert, Acting P.J.  
                 Coffee, J.

B122505      Iarikov    (Not for Publication)  
B125044      v.  
                 Iarikova

The orders are affirmed. Costs to wife.

Yegan, J.

We concur:   Gilbert, P.J.  
                 Coffee, J.

DIVISION SEVEN

B128451      Salsman  
                 v.  
                 Marine Midland Bank

Filed order denying petition for rehearing.

DIVISION SEVEN (Continued)

B128199      Woods et al.                      (Not for Publication)  
                 v.  
                 Ashley-Grigsby Mortuary, Inc., et al.

The judgment is affirmed. Respondents are awarded costs on appeal.

Woods, J.

We concur:   Johnson, Acting P.J.  
                 Neal, J.

B127944      People                                      (Not for Publication)  
                 v.  
                 Howard

The judgment is affirmed.

Woods, J.

We concur:   Lillie, P.J.  
                 Neal, J.